



GP 3763

Attorney Docket No.: RADNT-031A

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: Michael W. Dae, et al.)

Art Unit: 3763

Application No. 10/015,220)

Examiner: Hayes, M.

Filed: October 26, 2001)

For: Intra-aortic Balloon
Counterpulsation With Concurrent
Hypothermia)

Commissioner for Patents
Washington, D.C. 20231

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JAN 31 2003

TECHNOLOGY CENTER R3700

Transmittal Letter

Dear Sir:

- ☐ In accordance with Rule 136, the Commissioner is hereby petitioned for a ____ () month extension of time, extending to ____, 2003 the period for response to the Office action dated **October 20, 2002**. Check No. ____ for \$ 0.00 is enclosed.
- ☐ Enclosed is a certified copy of Serial No. _____ from which priority is claimed in the subject case pursuant to 37 CFR § 1.55b and 35 U.S.C. § 119.
- ☐ Enclosed is an Assignment of the invention to [Assignee], including a cover sheet and Check No. [Assignment Check No.] for \$40.
- ☐ A Declaration of Inventorship and Limited Power of Attorney is enclosed.
- ☐ A Certificate of Ownership and Power of Attorney is enclosed.
- ☐ An information disclosure statement is enclosed.
- ☒ Enclosed herewith is a preliminary amendment and response for filing in relation to the above-identified application. Entry and consideration of this preliminary amendment and response is requested.

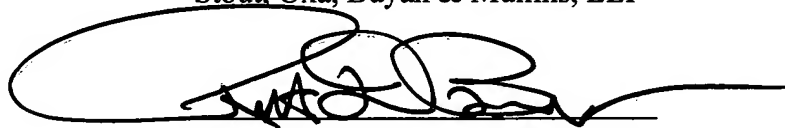
- ☒ Check No.2889 is enclosed covering the additional filing fees in the amount of \$18.00, with the fees calculated as follows:

	(Col. 1) Claims Remaining After Amendment	(Col. 2) Highest No. Previously Paid For	(Col. 3) Present Extra	Small Entity Additional Rate	Fee	Other than a Small Entity Additional Rate	Fee
Total claims	27	- 25 =	2	x 9	\$ 18	Or x 18	\$
Independent claims	4	- 4 =	0	x 42	\$	Or x 84	\$
First presentation of multiple dependent claims				+ 140	\$	Or + 280	\$
				Total	\$ 18	Or Total	\$

- ☒ The Commissioner is hereby authorized to charge any underpayment and credit any overpayment of the filing fees required under 37 CFR § 1.16 and any patent application processing fees required under 37 § CFR 1.17 to Deposit Account No. 50-0878. A duplicate copy of this sheet is enclosed.

Respectfully submitted,
Stout, Uxa, Buyan & Mullins, LLP

Date: January 20, 2003

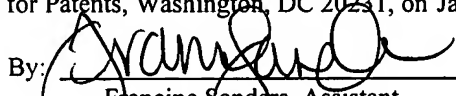

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CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Commissioner for Patents, Washington, DC 20231, on January 20, 2003.

Dated: January 20, 2003

By: 
Francine Sanders, Assistant



Attorney Docket No: RADNT-031A

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Examiner: Hayes, Michael J.

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PRELIMINARY AMENDMENT AND RESPONSE TO
OFFICE ACTION DATED DECEMBER 20, 2002

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TECHNOLOGY CENTER R3700

Commissioner for Patents
Washington, D.C. 20231

Dear Sir:

Amendment

Prior to substantive examination of this application, please amend the application as follows:

IN THE CLAIMS:

Please add new Claims 26 and 27, as shown in clean format herebelow and in marked-up format in Appendix A:

5/27 26. A method according to Claim 19 wherein the heat exchange catheter provided in Step A and the intra-aortic balloon counterpulsation catheter provided in Step B comprise a single catheter body having both a heat exchanger and a counterpulsation balloon thereon.

27. A method according to Claim 19 wherein the heat exchange catheter provided in Step A and the intra-aortic balloon counterpulsation catheter provided in Step B comprise separate catheters.

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